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10/575,776	04/13/2006	Masahiro Yoshioka	0760-0353PUS1	3792

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Please find below and/or attached an Office communication concerning this application or proceeding.

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The applicants' arguments filed 03/12/2009 on are considered but are not persuasive. Specifically, the applicants appear to argue that although Tsukamoto '985 disclose a resin black matrix containing a titan black, Tsukamoto '985 do not mention that any of their black resin back matrices are photosensitive (see Page 12 of the Applicants' Remarks). The applicants also point out the advantageous effects of the titan black and its importance to the present invention, using the disclosures from the specification as support (see Page 11 of the Applicants' Remarks).

However, as mentioned in the previous office action, as to the properties, which is inclusive of the photosensitive property, of the black coating composition, Tsukamoto '985 teach the same black composition made by the same process. Therefore, the black coating composition taught by Tsuakmoto et al. and the claimed product are identical or substantially identical in its structure, function, and property, such as those claimed, see MPEP *§ 2112.01.* Tsuakmoto et al. also teach that their resin black matrix was heat cured using photoresist on paragraph 47. Moreover, the advantageous effects disclosed in the specification and the applicants' remarks are mere statements, which are supported by evidence. The applicants even acknowledge on page 11 of their Applicants' Remarks that "although the mechanism *thereof has not necessarily have been identified*, the present inventors *presume* that the radicals generated by the irradiation with light diffuse into the lower portion of the film because the titanium nitride oxide used in the present invention has the properties that the transmittance of

ultraviolet…" Mere conclusory statements are not objective evidence, *see MPEP § 2145*.

/Hannah Pak/

Examiner, Art Unit 1796

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